

Animal and Plant Health Inspection Service, USDA

§ 130.3

Bird or poultry (nonstandard housing, care, or handling)	Daily user fee Beginning Oct. 1, 2003
Birds 0–250 grams and doves, pigeons, and quail	\$5.75
Birds 251–1,000 grams and poultry such as chickens, ducks, grouse, guinea fowl, partridge, pea fowl, and pheasants	13.00
Birds over 1,000 grams and large poultry and large waterfowl, including, but not limited to game cocks, geese, swans, and turkeys	25.00

(c) *Feed*. The importer must either provide feed or pay for it on an actual cost basis, including the cost of delivery to the APHIS owned or operated Animal Import Center or quarantine facility, for any animal or bird that requires a diet other than standard feed, including but not limited to diets of fruit, insects, nectar, or fish.

(d) *Animal ramp*. The user fee for the transport ramp used to move animals on or off aircraft at APHIS's Animal Import/Export and Plant Inspection Station at Miami International Airport is \$151 per use. For labor services associated with the ramp, the hourly user fees in § 130.30 will apply.

(Approved by the Office of Management and Budget under control number 0579-0094)

[63 FR 53788, Oct. 7, 1998, as amended at 65 FR 52005, Aug. 28, 2000; 68 FR 51883, Aug. 29, 2003; 68 FR 62227, Nov. 3, 2003]

EFFECTIVE DATE NOTE: At 72 FR 70765, Dec. 13, 2007, § 130.2 was amended in paragraph (a) in the first sentence, by adding the words “for any service rendered by an APHIS representative” after the word “fees”, effective Jan. 14, 2008.

§ 130.3 User fees for exclusive use of space at APHIS Animal Import Centers.

(a)(1) An importer may request to exclusively occupy a space at an APHIS animal import center. The user fees for spaces at APHIS animal import centers are listed in the following table. The person for whom the service is provided and the person requesting the service are jointly and severally liable for payment of these user fees in accordance with §§ 130.50 and 130.51.

Animal import center	Monthly user fee Beginning Oct. 1, 2003
Newburgh, NY:	
Space A—5,396 sq. ft. (503.1 sq. m.)	\$59,254
Space B—8,903 sq. ft. (827.1 sq. m.)	97,764
Space C—905 sq. ft. (84.1 sq. m.)	9,938

(2) Any importer who occupies space for more than 30 days must pay 1/30th of the 30-day fee for each additional day or part of a day. The person for whom the service is provided and the person requesting the service are jointly and severally liable for any additional charges.

(3) Unless the importer cancels the reservation for exclusive use of space in time to receive a refund of the reservation fee in accordance with 9 CFR 93.103, 93.204, 93.304, 93.404, or 93.504, as appropriate, the 30-day user fee will be effective as of the first day for which the importer has reserved the space, regardless of whether the user occupies the space on that date or not.

(b) Users must provide APHIS personnel at the Animal Import Center, at the time they make a reservation for quarantine space, with the following information:

(1) Species of animals and birds to be quarantined;

(2) Ages of animals and birds to be quarantined; and

(3) Sizes of animals and birds to be quarantined.

(c)(1) APHIS personnel at the Animal Import Center will determine, based on the information provided by the importer under paragraph (b) of this section, and on routine husbandry needs, the maximum number of animals and

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birds permitted in the requested building.

(2) If the number of animals and birds requested by the importer can be housed in the space requested, as determined by APHIS personnel at the Animal Import Center, but two animal health technicians cannot fulfill the routine husbandry needs of the number of animals or birds proposed by the importer, then the importer must pay for additional services on an hourly basis, or reduce the number of animals or birds to be quarantined to a number which APHIS personnel at the Animal Import Center determine can be handled by two animal health technicians.

(3) If the importer requests additional services, then the user fees for those services will be calculated at the hourly rate user fee listed in §130.30, for each employee required to perform the service.

(d) The importer must provide feed, or pay for it on an actual cost basis, in-

cluding cost of delivery to the Animal Import Center.

(Approved by the Office of Management and Budget under control numbers 0579–0040 and 0579–0094)

[57 FR 771, Jan. 9, 1992, as amended at 58 FR 67654, Dec. 22, 1993; 61 FR 20432, May 7, 1996; 62 FR 56026, Oct. 28, 1997; 63 FR 53789, Oct. 7, 1998; 65 FR 52006, Aug. 28, 2000; 68 FR 51883, Aug. 29, 2003]

EFFECTIVE DATE NOTE: At 72 FR 70765, Dec. 13, 2007, §130.3 was amended in paragraph (c)(3) by removing the words “for those services” and adding the words “for any service rendered by an APHIS representative” in their place, effective Jan. 14, 2008.

§ 130.4 User fees for processing import permit applications.

User fees for processing applications for permits to import certain animals and animal products (using VS forms 16–3 and 17–129) are listed in the table in this section. The person for whom the service is provided and the person requesting the service are jointly and severally liable for payment of these user fees in accordance with §§130.50 and 130.51. The table follows:

Service	Unit	User fee Beginning Oct. 1, 2003
1. Import compliance assistance:		
i. Simple (2 hours or less)	Per release	\$70.00
ii. Complicated (more than 2 hours)	Per release	180.00
2. Processing an application for a permit to import live animals, animal products or byproducts, organisms, vectors, or germ plasm (embryos or semen) or to transport organisms or vectors ¹		
i. Initial permit	Per application	94.00
ii. Amended permit	Per amended application	47.00
iii. Renewed permit ²	Per application	61.00
3. Processing an application for a permit to import fetal bovine serum when facility inspection is required.	Per application	322.00

¹ Using Veterinary Services Form 16–3, “Application for Permit to Import or Transport Controlled Material or Organisms or Vectors,” or Form 17–129, “Application for Import or In Transit Permit (Animals, Animal Semen, Animal Embryos, Birds, Poultry, or Hatching Eggs).”

² Permits to import germ plasm and live animals are not renewable.

[66 FR 39631, Aug. 1, 2001, as amended at 68 FR 51883, Aug. 29, 2003]

EFFECTIVE DATE NOTE: At 72 FR 70766, Dec. 13, 2007, §130.4 was amended in the first sentence of the section by adding the words “for any service rendered by an APHIS representative” after the word “fees”, and by adding the sentence “These fees are nonrefundable.” after the second sentence, effective Jan. 14, 2008.

§ 130.5 User fees for services at privately owned permanent and temporary import quarantine facilities.

(a) User fees for each animal quarantined in a privately operated permanent or temporary import quarantine facility will be calculated at the hourly user fee rate listed in §130.30, for each employee required to perform the service. The person for whom the service is